

SENATE BILL 2011

By Norris

AN ACT to amend Tennessee Code Annotated, Title 56,
Chapter 42, relative to long-term care insurance.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 56-42-105(f), is amended by deleting the subsection in its entirety and by substituting instead the following:

(f)

(1) Individual long-term care insurance policyholders have the right to return the policy within forty-five (45) days of its delivery and to have the premium refunded if, after examination of the policy, the policyholder is not satisfied for any reason. Individual long-term care insurance policies shall have a notice prominently printed on the first page of the policy, or attached thereto, stating in substance that the policy holder shall have the right to return the policy within forty-five (45) days of its delivery and to have the premium refunded if, after examination of the policy, the policyholder is not satisfied for any reason. Upon return of the policy for cancellation, the company shall mail the premiums directly to the policyholder and shall not require the policyholder to meet with the agent to receive the refund; and

(2) A person insured under a long-term care insurance policy issued pursuant to a direct response solicitation shall have the right to return the policy within forty-five (45) days of its delivery and to have the premium refunded if, after examination, the insured person is not satisfied for any reason. Long-term care insurance policies issued pursuant to a direct response solicitation shall have a notice prominently printed on the first page, or attached thereto, stating in substance that the insured person shall have the right to return the policy within

forty-five (45) days of its delivery and to have the premium refunded if, after examination, the insured person is not satisfied for any reason.

SECTION 2. This act shall take effect July 1, 2007, the public welfare requiring it.